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IN THE UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

BLUESTONE INNOVATIONS FLORIDA,
 L.L.C.,

Plaintiff,

v.

FORMOSA EPITAXY INC; et al.,

Defendants.

Case No. 3:11-cv-05654-JSW

Honorable Jeffrey S. White

**STIPULATION AND [PROPOSED]
 ORDER RE DISMISSAL OF
 DEFENDANT FORMOSA EPITAXY,
 INC.**

1 Plaintiff Bluestone Innovations Florida, L.L.C. and Defendant Formosa Epitaxy, Inc. by
2 and through their undersigned counsel, and subject to the approval of the Court, hereby stipulate
3 that all claims between them in this action be dismissed without prejudice under Fed. R. Civ. P.
4 41(a) and pursuant to the terms of a confidential agreement, with each party to bear its own
5 costs, expenses and attorneys' fees.
6

7 IT IS SO STIPULATED.

8 August 20, 2012

9 NIRO, HALLER & NIRO
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11 By: /s/ David J. Mahalek
DAVID J. MAHALEK
12 Attorney for Plaintiff
13 Bluestone Innovations Florida, L.L.C.

14 August 20, 2012

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17 By: /s/ Krista M. Carter
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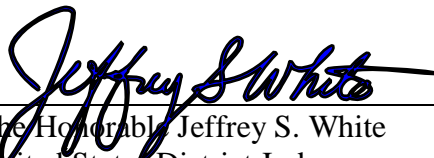
[PROPOSED] ORDER

Based on the foregoing Stipulation Re Dismissal of all claims asserted between Plaintiff Bluestone Innovations Florida, L.L.C. and Defendant Formosa Epitaxy, Inc. in this case, and good cause appearing,

IT IS HEREBY ORDERED that all claims asserted in this suit between Plaintiff Bluestone Innovations Florida, L.L.C. and Defendant Formosa Epitaxy, Inc. are hereby dismissed without prejudice under Fed. R. Civ. P. 41(a) and pursuant to the terms of a confidential agreement. It is further ORDERED that all costs, expenses and attorneys' fees are to be borne by the party that incurred them.

IT IS SO ORDERED.

Dated: August 22, 2012.



The Honorable Jeffrey S. White
United States District Judge